

AUTO CR - LOG SUMMARY #1073136

TYPE: INFO

Incident Finding / Overall Case Finding

Description of Incident	Finding	Entered By	Entered Date
	(None Entered)		

Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Reporting Party Third Party	[REDACTED]					M		[REDACTED]	

Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
28-DEC-2014 03:03 - 28-DEC-2014 03:03	[REDACTED]	1414	014	330 - OTHER	

Accused Members

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee Accused	KOLODZIEJSKI, DANIEL	7043	[REDACTED]	014 /	POLICE OFFICER	ON Duty	Victim alleges that his detention was unlawfully delayed after he was given an I-bond by the accused officers who demanded that victim locates a gun so that the accused officers can recover the gun.
CPD Employee Accused	UNKNOWN,					ON Duty	Victim alleges that his detention was unlawfully delayed after he was given an I-bond by the accused officers who demanded that victim locates a gun so that the accused officers can recover the gun.

Other Involved Parties

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Victim/Subject	[REDACTED]					M		[REDACTED]	

Involved Party Associations

Role	Rep. Party Name	Related Person	Relationship

Incident Details

CR Required?		Manner Incident Received?	OTHER
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N	Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:	14C9330	Civil Suit Settled Date:	
Notify Chief Administrator?	N	Notify Chief?	
Notify Coordinator?		Notification Does Not Apply?	Y
Notification Other?	N		
Notification Comments:			

Incident Category List

Incident Category	Primary?	Initial?
03Q - GROUP 03 - IMPROPER SEARCH IMPROPER DETENTION	Y	Y

Investigator History

Investigator	Type	Assigned Team	Assigned Date	Scheduled End Date	Investigation End Date	No. of Days
HIGHTOWER, RENELL	Primary	GENERAL INVESTIGATION SECTION	06-JAN-2015	05-FEB-2015		1653
STEHLIK, JOSEPH	Supervisor	GENERAL INVESTIGATION SECTION	06-JAN-2015	05-FEB-2015		

Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments

Current Allegations

Accused Name	Seq. No.	Allegation	Category	Subcategory	Finding

Situations (Allegation Details)

Accused Name	Alleg. No.	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
ADMINISTRATIVELY CLOSED	29-JAN-2015 10:42	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121 /	duplicate to 1073298
PENDING ASSIGN TEAM	27-JAN-2015 09:47	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	Admin close. Duplicate of Log#1073298.
PENDING INVESTIGATION	06-JAN-2015 08:28	TIERNEY, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	02-JAN-2015 07:10	DUNN, BRENDA	SERGEANT OF POLICE	121 /	
PENDING APPROVE TEAM	30-DEC-2014 12:11	BOYD, SHARON	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	29-DEC-2014 01:28	MARZULLO, DAVID	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	29-DEC-2014 12:22	TOUSANT, LISA	INTAKE AIDE	113 /	
PRELIMINARY	29-DEC-2014 11:48	TOUSANT, LISA	INTAKE AIDE	113 /	

Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
1	FACE SHEET					TOUSANT, LISA	29-DEC-2014 11:48			
1	INVESTIGATION					HIGHTOWER, RENELL	12-JAN-2015 01:49			
2	CONFLICT CERTIFICATION					HIGHTOWER, RENELL	12-JAN-2015 01:49			
3	DOCUMENTS - INVESTIGATION		1		Y	HIGHTOWER, RENELL	23-JAN-2015 01:26	APPROVED		
4	DOCUMENTS - INVESTIGATION		13		N	HIGHTOWER, RENELL	23-JAN-2015 01:27	APPROVED		
5	DOCUMENTS - INVESTIGATION		2		Y	HIGHTOWER, RENELL	23-JAN-2015 01:27	APPROVED		
	DOCUMENTS - INTAKE INCIDENT		1	[REDACTED]	N	TOUSANT, LISA	29-DEC-2014 12:21	DELETED		
	DOCUMENTS - INVESTIGATION		1	Request to Administratively Close CL #1073136.	Y	HIGHTOWER, RENELL	23-JAN-2015 01:28	APPROVED		

Review Incident

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks

Review Incident

Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
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Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
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Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Penalty Comments
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Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
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FACE SHEET (Notification Date: 29-DEC-2014) - LOG #1073136

TYPE: INFO

Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Reporting Party Third Party	[REDACTED]					M		[REDACTED]	

Incident Information

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Incident Details

CR Required?		Manner Incident Received?	OTHER
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N		
Motor Vehicle (V)?		Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:	[REDACTED]	Notify Chief?	
Notify Chief Administator?	N	Notification Does Not Apply?	Y
Notify Coordinator?			
Notification Other?	N		

Initial Incident Category List

Initial Incident Category	Primary?
03Q - GROUP 03 - IMPROPER SEARCH IMPROPER DETENTION	Y

Assignment History

Assigned To	Assigned Team	Investigator	Assignment Date/Time	Assigned By	Reason
IAD	GENERAL INVESTIGATION SECTION	STEHLIK, JOSEPH (SUPERVISOR)	06-JAN-2015 08:28	TIERNEY, JOHN	
IAD	GENERAL INVESTIGATION SECTION	HIGHTOWER, RENELL (PRIMARY INV)	06-JAN-2015 08:28	TIERNEY, JOHN	
IAD	GENERAL INVESTIGATION SECTION	-	30-DEC-2014 12:11	BOYD, SHARON	
IAD	INTERNAL AFFAIRS DIVISION	-	29-DEC-2014 11:48	TOUSANT, LISA	

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
ADMINISTRATIVELY CLOSED	29-JAN-2015 10:42	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121 /	duplicate to 1073298

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
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PRELIMINARY	29-DEC-2014 11:48	TOUSANT, LISA	INTAKE AIDE	113 /	

SWORN AFFIDAVIT FOR COMPLAINT LOG INVESTIGATION

CHICAGO POLICE DEPARTMENT

STATE OF ILLINOIS)
)
COUNTY OF COOK) CC
)

Location of Incident	Date	Time
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Summary of Statement(s):

I, _____ hereby state as follows:

1. I have read the above summary and/or attached statement(s) in its entirety, reviewed it for accuracy and been given an opportunity to make corrections and additions to the statement(s).
2. Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the information set forth in the statement(s) above and/or attached summary are true and correct, except as to any matters therein stated to be on information and belief as to such matters, I certify as aforesaid that I verily believe the same to be true.

Print Affiant's Name

Print Witness' Name

Affiant's Signature

Witness' Signature

Date

Date

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

[REDACTED] Plaintiff,
v.
CHICAGO POLICE OFFICER DANIEL
KOLODZIEJSKI, and CHICAGO
POLICE OFFICER JOHN DOE, and
THE CITY OF CHICAGO,
Defendants.)
)
) Case No.:
)
) COMPLAINT FOR VIOLATION OF
) CIVIL RIGHTS
)
) JURY DEMANDED
)

JURISDICTION AND VENUE

1. This action arises under the United States Constitution and the Civil Rights Act of 1871 (42 U.S.C. Section 1983). This court has jurisdiction under and by virtue of 28 U.S.C. Sections 1343, 1331, and 1367.

2. Venue is founded in this judicial court upon 28 U.S.C. Section 1391 as the acts complained of arose in this district.

PARTIES

3. At all times herein mentioned, Plaintiff [REDACTED] was and is a citizen of the United States, and was within the jurisdiction of this court.

4. At all times herein mentioned, Defendant Chicago Police Officer Daniel Kolodziejski ("Kolodziejski") was employed by the City of Chicago Police Department, and was acting under color of state law and as the employee, agent, or representative of the City of Chicago Police Department. This Defendant is being sued in his individual capacity.

5. At all times herein mentioned, the John Doe Defendant was a Chicago Police Officer and was employed by the Chicago Police Department. This defendant was acting under

color of state law and as the employee, agent, or representative of the Chicago Police Department. When this Defendant's name is ascertained, Plaintiff will seek leave of court to amend this complaint to add the true name of this Defendant. This Defendant is being sued in his individual capacity.

6. At all times herein mentioned, the City of Chicago was a political division of the State of Illinois, existing as such under the laws of the State of Illinois. At all relevant times, the City of Chicago maintained, managed, and/or operated the City of Chicago Police Department.

FACTUAL ALLEGATIONS

7. On or about October 28, 2014, Plaintiff was lawfully driving in his vehicle in the vicinity of Fullerton and Sacramento streets in the City of Chicago at approximately 3:00 am.

8. On that date and at that location, the defendant officers, Kolodziejski and Doe stopped Plaintiff while in his vehicle. There was no lawful cause to stop Plaintiff's vehicle.

9. Plaintiff was subsequently handcuffed and arrested because he allegedly did not have his driver's license on his person.

10. Plaintiff was thereafter brought to the police station by the defendant officers. His car remained at the location where he was stopped.

11. While at the police station, Plaintiff was told by one or both of the two individual defendants that he needed to get them a gun. Plaintiff was also told by either defendant Kolodziejski or defendant John Doe that he would not be able to leave until he got them a gun.

12. Plaintiff thereafter began making telephone calls in an effort to obtain a gun. Plaintiff then informed the individual defendants that he could get a gun. The individual

defendants prepared Plaintiff's bond slip and gave it to him. However, Plaintiff was not free to leave at that point.

13. Either defendant Kolodziejski or the John Doe defendant informed the Plaintiff that he would be brought back to his car by the defendant officers (which had remained where he had been stopped), and that Plaintiff would remain at that location with other as yet unknown officers until one of the defendants picked up the gun that Plaintiff had located for them. (Plaintiff had informed the Defendant officers where the gun could be retrieved.)

14. Plaintiff was not free to leave until a gun was retrieved despite the fact that he was already given an I-bond. In other words, Plaintiff was to be unlawfully held in custody until the defendants obtained any gun that the Plaintiff was coerced to cause to be provided.

15. Thereafter, the individual defendants drove Plaintiff back to the location where his car remained, and Plaintiff remained in the custody of other as yet unknown officers.

16. The individual defendants left that area to retrieve the gun that the Plaintiff had located for them. Subsequent to the individual defendants retrieving the gun that Plaintiff had caused to be provided, the Plaintiff was released.

17. There was no reason to believe that Plaintiff engaged in any illegal activity related to a gun.

18. There was no legal cause to continue to detain the Plaintiff.

19. By reason of the above-described acts and omissions of Defendants, Plaintiff sustained injuries, including but not limited to, humiliation and indignities, and suffered great mental and emotional pain and suffering all to his damage in an amount to be ascertained.

20. The aforementioned acts of Defendants were willful, wanton, malicious, oppressive and done with reckless indifference to and/or callous disregard for Plaintiff's rights and justify the

awarding of exemplary and punitive damages in an amount to be ascertained according to proof at the time of trial.

21. By reason of the above-described acts and omissions of Defendants, Plaintiff was required to retain an attorney to institute, prosecute and render legal assistance to him in the within action so that he might vindicate the loss and impairment of his rights. By reason thereof, Plaintiff requests payment by Defendants of a reasonable sum for attorney's fees pursuant to 42 U.S.C. Section 1988, the Equal Access to Justice Act or any other provision set by law.

COUNT I
Plaintiff against the Individual Defendants for An Unlawful Detention
And Unreasonable Seizure

22. Plaintiff hereby incorporates and re-alleges paragraphs one (1) through twenty (21) hereat as though fully alleged at this place.

23. By reason of the Defendants' conduct, Plaintiff was deprived of rights, privileges, and immunities secured to him by the Fourth Amendment to the Constitution of the United States and laws enacted thereunder.

24. Defendants caused the initial seizure of Plaintiff unreasonably and without probable or any legal cause under the Fourth Amendment in connection with stopping his vehicle and detaining him in that Plaintiff had not committed any crime nor did he violate any traffic or other law which caused the detention of Plaintiff and his vehicle. Therefore, Defendants and each of them are liable for false arrest under 42 U.S.C. § 1983.

COUNT II
Plaintiff against the Individual Defendants for An Unlawful Prolonged Detention

25. Plaintiff hereby incorporates and re-alleges paragraphs one (1) through twenty

(21) hereat as though fully alleged at this place.

26. There was no legal cause to continue to detain Plaintiff at the police station once his I-bond was determined in connection with his alleged failure to have his driver's license in his possession.

27. Nevertheless, Plaintiff's continued detention at the police station and out in the streets in the custody of officers was conditioned on his ability to produce a gun and the actual production of a gun.

28. Plaintiff was detained for an outrageous reason and an unreasonably long period of time.

29. Defendants caused the unreasonable and outrageous continued detention of Plaintiff without legal cause and solely conditioned on obtaining a gun, all in violation of the Fourth and Due Process rights under the Fourteenth Amendments to the United States Constitution. Therefore, the individual Defendants and each of them are liable for this prolonged detention pursuant to 42 U.S.C. §1983.

COUNT III

Plaintiff Against All Defendants Including The City of Chicago for The Supplemental Claim of False Imprisonment

30. Plaintiff hereby incorporates and re-alleges paragraphs one (1) through twenty-one (21), and twenty five (25) through twenty nine (29) hereat as though fully alleged at this place.

31. The individual Defendants acted intentionally, and willfully and wantonly, in causing an unreasonable prolonged detention of Plaintiff in which Plaintiff's release from detention was conditioned on Plaintiff providing a gun to the individual defendants.

32. The City of Chicago is liable to Plaintiff for the acts of Defendants Kolodziejski and John Doe pursuant to the doctrine of *respondeat superior*.

33. As a result of the foregoing, Plaintiff was injured as set forth above.

PRAYER FOR RELIEF

WHEREFORE, the Plaintiff [REDACTED] by and through his attorneys, [REDACTED]

[REDACTED] requests judgment as follows against the Defendants, and each of them:

1. That the Defendants be required to pay Plaintiff's general damages, including emotional distress, in a sum to be ascertained;
2. That the Defendants be required to pay Plaintiff's special damages;
3. That the Defendants, other than the City of Chicago, be required to pay Plaintiff's attorneys fees pursuant to Section 1988 of Title 42 of the United States Code, the Equal Access to Justice Act or any other applicable provision;
4. That the Defendants, other than the City of Chicago, be required to pay punitive and exemplary damages in a sum to be ascertained;
5. That the Defendants be required to pay Plaintiff's costs of the suit herein incurred; and
6. That Plaintiff have such other and further relief as this Court may deem just and proper.

BY: [REDACTED]

PLAINTIFF HEREBY REQUESTS A TRIAL BY JURY

BY: [REDACTED]

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff)
v.)
City of Chicago, et al.)
Defendant) [REDACTED]

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Chicago Police Officer Daniel Kolodziejski

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days *(give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States)* from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/20/2014

26 NOV 14 09
OFFICE OF LEGAL AFFAIRS



UNITED STATES DISTRICT COURT

for the

Northern District of Illinois

[REDACTED]
City of Chicago, et al.
Defendant

)
)
) Civil Action No. [REDACTED]
)
)

WAIVER OF THE SERVICE OF SUMMONS

[REDACTED]
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 11/20/2014, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

Signature of the attorney or unrepresented party

Printed name of party waiving service of summons

Printed name

Address

E-mail address

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the

Northern District of Illinois

[REDACTED]
v.
City of Chicago, et al.
Defendant

)
)
) Civil Action No. [REDACTED]
)

WAIVER OF THE SERVICE OF SUMMONS

[REDACTED]
(Plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

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Signature of the attorney or unrepresented party

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Printed name

Address

E-mail address

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UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
v.
City of Chicago, et al.
Defendant)
)
)
) Civil Action No. [REDACTED]
)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Chicago Police Officer John Doe

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days *(give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States)* from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

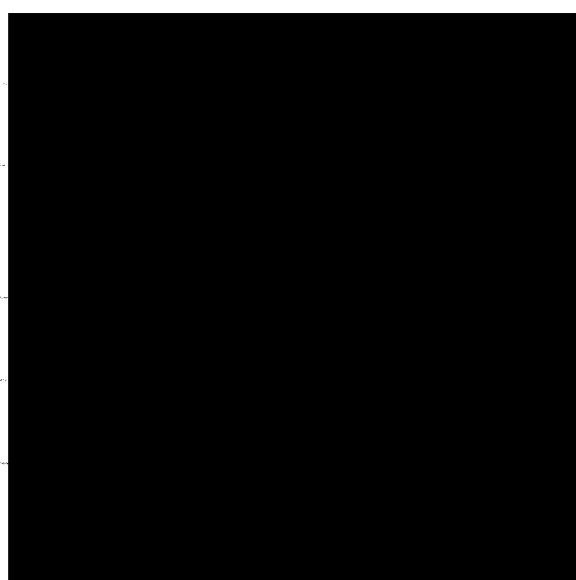
If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent *(see the date below)* to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/20/2014



UNITED STATES DISTRICT COURT

for the

Northern District of Illinois

[REDACTED]
Plaintiff)
v.)
City of Chicago, et al.) Civil Action [REDACTED]
Defendant)

WAIVER OF THE SERVICE OF SUMMONS

To: [REDACTED]

(Plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 11/20/2014, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

Signature of the attorney or unrepresented party

Printed name of party waiving service of summons

Printed name

Address

E-mail address

Telephone number

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"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT
for the

Northern District of Illinois

[REDACTED] v.)
City of Chicago, et al.) Civil Action No. [REDACTED]
Defendant)
[REDACTED]

WAIVER OF THE SERVICE OF SUMMONS

T₀

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 11/20/2014, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

Signature of the attorney or unrepresented party

Printed name of party waiving service of summons

Printed name

Address

E-mail address

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

“Good cause” does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant’s property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.



Department of Police * City of Chicago
3510 South Michigan Avenue * Chicago, Illinois 60653

Date 14 January 2015

Re: C. L. No. 1073136

Dear [REDACTED]

A complaint against a Department member, registered under the above Complaint Log (C.L.) Number, is currently under investigation by the Chicago Police Department.

A vital step in the investigation is an interview with the person who registered the complaint as well as witnesses. This step is essential in order to conduct a complete and thorough investigation.

Please contact me as soon as possible so that I can make arrangements to meet with you regarding the incident under investigation. The following information is provided so that you can contact me without unnecessary inconvenience:

Name: Officer HIGHTOWER/ Unit 121

Address: 3510 S. Michigan Ave.

Telephone: (312)745-6310

Hours Available: 8:00am-4:00pm/ Mon-Fri

Sincerely,

A handwritten signature in black ink, appearing to read "J. Hightower".

CPD-44.223 (REV. 1/07)

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PS Form 3600, AUGUST 2000. U.S. POSTAL SERVICE. INSTRUCTIONS



City of Chicago
Department of Police
3510 South Michigan Avenue
Chicago, Illinois 60653
HIGHTOWER/ Unit 121

SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

A. Signature Agent Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

2. Article Number
(Transfer from service label)

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

CPD 0271158

26 DECEMBER 2014

CIVIL SUIT NUMBER

NAME OF DEFENDANT(S) OR OFFICER (S)

P.O. DANIEL E. KOLODZIEJSKI #7043 EMP# [REDACTED] UNIT# 014 DOA 15 JUN 2001
P.O. JOHN DOE #UNK EMP# [REDACTED] UNIT# UNK DOA UNK

LOCATION OF INCIDENT

DATE & TIME OF INCIDENT OCTOBER 28, 2014 03:00 HRS

NAME OF PLAINTIFF'S ATTORNEY

ADDRESS

TELEPHONE

NAME OF PLAINTIFF (S) VICTIM

ALLEGATION (S): Victim alleges that his detention was unlawfully delayed after he was given an I-bond by the accused officers who demanded that victim locates a gun so that the accused officers can recover the gun.

COMPLAINT REGISTER NUMBER

1073/34

UNIT ASSIGNED TO INVESTIGATION

BUREAU OF INTERNAL AFFAIRS

Bureau of Internal Affairs
Investigations Division
General Investigations Division

23 January 2015
Log #1073136

To: Edwin KAUP
Lieutenant
Bureau of Internal Affairs

From: Renell HIGHTOWER
Police Officer
Bureau of Internal Affairs

Subject: Request to Administratively Close CL #1073136

Upon receipt of the investigation it was revealed that the allegations brought forth in CL #1073136 are currently being investigated by Police Officer Denise REMEGI #16403, Unit 121, under CL #1073298. The undersigned is therefore requesting that this case be Administratively Closed.



Renell HIGHTOWER
Police Officer
Bureau of Internal Affairs

Approved:



Edwin KAUP
Lieutenant
Bureau of Internal Affairs